

**AUSTIN CITY COUNCIL
MINUTES****REGULAR MEETING
THURSDAY, OCTOBER 5, 2023**

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, October 5, 2023, at Austin City Hall, 301 W. 2nd Street, Austin, TX and via videoconference.

PROCLAMATIONS

Proclamation – National Co-op Month – To be presented by Mayor Kirk Watson and to be accepted by Sylnovia Holt-Rabb, Director of the Economic Development Department

Proclamation – National Women’s Small Business Month – To be presented by Mayor Kirk Watson and to be accepted by Sylnovia Holt-Rabb, Director of the Economic Development Department

Proclamation – Cybersecurity Awareness Month – To be presented by Mayor Kirk Watson and to be accepted by Shirley Erp, Chief Information Security Officer

Proclamation – Domestic Violence Awareness Month – To be presented by Council Member Vanessa Fuentes

Proclamation – Ageism Awareness Day – To be presented by Council Member Fuentes

Mayor Watson called the Council Meeting to order at 10:00 a.m. Council Members Alison Alter and Pool appeared via videoconference. Council Member Harper-Madison was absent.

CONSENT AGENDA

The following items were acted on by one motion.

1. Approve the minutes of the Austin City Council work session of September 12, 2023, regular meeting of September 14, 2023, work session of September 19, 2023, and regular meeting of September 21, 2023.

The motion to approve the minutes of the Austin City Council work session of September 12, 2023, regular meeting of September 14, 2023, work session of September 19, 2023, and regular meeting of September 21, 2023, was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

2. Approve a proposed multifamily and commercial development at 800 E. St. Johns Avenue (formerly 7309 and 7211 N. IH-35) under Texas Local Government Code Chapter 303 (Public Facility Corporations) and authorize options to repurchase the property after 60 years or to extend the tax exemption incentives related to affordability requirements.

The motion to approve a proposed multifamily and commercial development at 800 E. St. Johns Avenue (formerly 7309 and 7211 N. IH-35) under Texas Local Government Code Chapter 303 (Public Facility Corporations) and authorize options to repurchase the property after 60 years or to extend the tax exemption incentives related to affordability requirements was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

3. Approve third reading of an ordinance renewing a non-emergency medical transfer franchise for American Medical Response of Texas, Inc. under City Code Chapter 10-2.
Ordinance No. 20231005-003 was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

Item 4 was pulled for discussion.

5. Approve a resolution adopting the City of Austin Fiscal Year 2023-24 Investment Policy.
Resolution No. 20231005-005 was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.
6. Authorize negotiation and execution of a contract for vertical turbine pumps with Pump Solutions Inc. in an amount not to exceed \$157,877. [Note: Sole source contracts are exempt from the City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].
The motion authorizing negotiation and execution of a contract with Pump Solutions Inc. was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.
7. Authorize negotiation and execution of a contract for water management strategy assessment and vulnerability evaluation consultant services with The RAND Corporation, for a term of two years in an amount not to exceed \$271,000. [Note: This procurement

was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

The motion authorizing the negotiation and execution of a contract with The RAND Corporation was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

8. Authorize negotiation and execution of a contract for LinkedIn Learning Hub subscription services with Carahsoft Technology Corp., for a term of three years in an amount not to exceed \$400,000. [Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

The motion authorizing the negotiation and execution of a contract with Carahsoft Technology Corp. was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

9. Authorize execution of two contracts for two-way radio parts and accessories with Tessco Incorporated d/b/a Tessco Technologies Incorporated and TKABO Technical Solutions, LLC, each for a term of five years for total contract amounts not to exceed \$900,000, divided between the contractors. [Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

The motion authorizing the execution of two contracts with Tessco Incorporated doing business as Tessco Technologies Incorporated and TKABO Technical Solutions, LLC, was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

10. Authorize execution of seven contracts for electrical supplies with KBS Electrical Distributors Inc.; Techline Inc.; Wesco Distribution, Inc. d/b/a Hi-Line Utility Supply Co., LLC; Power Supply Inc.; Priestler-Mell & Nicholson Inc., Consolidated Electrical Distributors Inc. d/b/a CED - Austin; and Apfelbaum Industrial Inc.; each for up to five years for total a contract amount not to exceed \$9,000,000, divided among the contractors. [Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9B Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

The motion authorizing the execution of seven contracts for electrical supplies with KBS Electrical Distributors Inc.; Techline Inc.; Wesco Distribution, Inc. doing business as Hi-Line Utility Supply Co., LLC; Power Supply Inc.; Priester-Mell & Nicholson Inc., Consolidated Electrical Distributors Inc. doing business as CED - Austin; and Apfelbaum Industrial Inc. was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

11. Authorize negotiation and execution of a contract for incident management software licenses and maintenance support with Cority Software, Inc., for up to five years for a total contract amount not to exceed \$2,350,000. [Note: Sole source contracts are exempt from the City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].
The motion authorizing the negotiation and execution of a contract with Cority Software, Inc., was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.
12. Authorize negotiation and execution of three contracts for power plant maintenance services with ProServ Industrial Contractors, LLC, Taurus Industrial Group, LLC, and Thielsch Engineering, Inc., each for up to five years for a total contract amount not to exceed \$27,000,000, divided among the contractors. [Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) and subcontractor goals were applied to the procurement. Subcontracting goals were met by all recommended contractors].
The motion authorizing the negotiation and execution of three contracts with ProServ Industrial Contractors, LLC, Taurus Industrial Group, LLC, and Thielsch Engineering, Inc., was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.
13. Authorize execution of seven contracts for electrical materials with Wesco Distribution, Inc. d/b/a Hi-Line Utility Supply Co., LLC; Power Supply Inc.; Priester-Mell & Nicholson Inc.; JMR Technology Inc.; Graybar Electric Company, Inc.; KBS Electrical Distributors Inc.; and Techline Inc., each for up to five years for a total contract amount not to exceed \$8,500,000, divided among the contractors. [Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established].
The motion authorizing the execution of seven contracts for electrical materials with Wesco Distribution, Inc. doing business as Hi-Line Utility Supply Co., LLC; Power Supply Inc.; Priester-Mell & Nicholson Inc.; JMR Technology Inc.; Graybar Electric Company, Inc.; KBS Electrical Distributors Inc.; and Techline Inc. was

approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

14. Authorize negotiation and execution of a contract for valve repair, replacement, and testing services with Southeast Valve, Inc., for up to five years for a total contract amount not to exceed \$4,000,000. [Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods and services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

The motion authorizing the negotiation and execution of a contract with Southeast Valve, Inc., was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

15. Authorize execution of a contract for 2024 Miscellaneous Residential Streets Fog Seal with Intermountain Slurry Seal, Inc., for a total contract amount not to exceed \$8,000,000. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 3.15% MBE/WBE combined participation].

The motion authorizing the execution of a contract with Intermountain Slurry Seal, Inc., was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

16. Authorize negotiation and execution of a contract for installation of the overhead self-supported poles at McKinney Falls Parkway and William Cannon Drive with Bluebonnet Electric Cooperative, Inc., in an amount not to exceed \$111,942. [Note: Sole source contracts are exempt from the City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

The motion authorizing the negotiation and execution of a contract with Bluebonnet Electric Cooperative, Inc., was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

17. Authorize execution of a contract for the Teri Road and Pleasant Valley Road roundabout project with Muñiz Concrete & Contracting, Inc., in the amount of \$1,799,694 plus a \$179,970 contingency for a total contract amount not to exceed \$1,979,664. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 7.52% MBE and 1.86% WBE participation]. District(s) Affected: District 2.

The motion authorizing the execution of a contract Muñiz Concrete & Contracting, Inc., was approved on consent on Council Member Qadri's motion, Mayor Pro Tem

Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

18. Authorize negotiation and execution of a contract for Cornell pumps with Mansfield Pump Company, for a term of five years in an amount not to exceed \$435,000. [Note: Sole source contracts are exempt from the City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

The motion authorizing the negotiation and execution of a contract with Mansfield Pump Company was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

19. Authorize negotiation and execution of a contract for early wildfire detection services with Pano AI, Inc., for up to five years for a total contract amount not to exceed \$3,225,600. [Note: Sole source contracts are exempt from the City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

The motion authorizing the negotiation and execution of a contract with Pano AI, Inc., was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

20. Approve a resolution finding the use of the design-build method of contracting, as authorized by Subchapter G, Chapter 2269 of the Texas Government Code, is the project delivery method that provides the best value to the City for the Airport Expansion Development Program: AUS Central Utility Plant Relocation Project. (Note: MBE/WBE goals will be established prior to issuance of this solicitation).

Resolution No. 20231005-020 was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

21. Authorize negotiation and execution of a Construction Manager at Risk contract for pre-construction and construction services for the Walnut Creek Wastewater Treatment Plant Expansion with McCarthy Building Companies, Inc., in an amount not to exceed \$760,000,000. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 11.86% MBE and 5.63% WBE participation for pre-construction phase services].

This item was postponed to November 2, 2023, on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

22. Approve a resolution consenting to the issuance of Multifamily Private Activity Bonds by Austin Affordable PFC, Inc., an affiliate of the Housing Authority of the City of Austin,

in an amount not to exceed \$50,000,000 to finance, in part, the new construction of an affordable rental development located at or near 13411 FM Road 812, Austin, Texas, 78617.

Resolution No. 20231005-022 was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on an 8-1 vote. Council Member Kelly voted nay. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

23. Authorize negotiation and execution of an interlocal agreement with the Austin Transit Partnership Local Government Corporation to participate as an affiliated employer in the City's group benefits program for employee healthcare and related coverages.
- The motion authorizing the negotiation and execution of an interlocal agreement with the Austin Transit Partnership Local Government Corporation was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.**

Item 24 was pulled for discussion.

ITEMS FROM COUNCIL

25. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies, and to public facility corporations; removal and replacement of members; and amendments to board and commission bylaws.
- The following appointments and waivers were approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.**

Nominations

Board/Nominee

Nominated by

Codes and Ordinances Joint Committee

Lonny Stern

Zoning and Platting Commission

Commission for Women

Angela Harris

Mayor Pro Tem Ellis

Commission on Aging

Mariana Gonzalez

Council Member Velásquez

Community Technology and Telecommunications Commission

Carina Alderete Moncivais

Council Member Velásquez

Design Commission

Nkiru Gelles

Council Member Velásquez

Downtown Commission

Anne-Charlotte Patterson

Music Commission

HIV Planning Council

Ashley Garling

Mayor Watson

Joint Inclusion Committee

Julie Glasser

Commission for Women

Joint Inclusion Committee

Charles Curry

LGBTQ Quality of Life Advisory Commission

Joint Inclusion Committee (Alternate)

Melissa Taylor

LGBTQ Quality of Life Advisory Commission

Joint Sustainability Committee

Amy Noel

Economic Prosperity Commission

Joint Sustainability Committee (Alternate)

Christiana Ponder

Economic Prosperity Commission

Joint Sustainability Committee (Alternate)

Alberta Phillips

Planning Commission

Removal**Lesbian Gay Bisexual Transgender and Queer Quality of Life Advisory Commission**

Tanya Karakashian

Council Member Velásquez

Waivers

Approve a waiver of the residency requirement in Section 2-1-21 of the City Code for the service of Mariana Gonzalez on the Commission on Aging.

Approve a waiver of the filing deadline for the statement of financial information as prescribed in Sections 2-1-25 and 2-7-72 of the City Code and establishing a new deadline of November 6, 2023, for the following members:

Michael Cowles	2024 Charter Review Commission
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Approve a waiver under Section 2-1-27(E) of the City Code of the training deadline established by Section 2-1-23(B) of the City Code for the following persons appointed to a City board if the person completes the training required by Section 2-1-23 on or before November 6, 2023:

Anjum Malik	Commission on Immigrant Affairs
Janine Clark	Community Technology and Telecommunications Commission
Tanya Karakashian	MBE/WBE and Small Business Enterprise Procurement Program Advisory Committee

Leonard Davila	Music Commission
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26. Approve an ordinance waiving or reimbursing certain fees for a panel discussion of HB 2127 hosted by the League of Women Voters on September 23, 2023. Council Sponsors: Council Member Leslie Pool, Mayor Kirk Watson, Council Member José "Chito" Vela, Council Member Zohaib "Zo" Qadri, Council Member Alison Alter.
- Ordinance No. 20231005-026 was approved on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.**

ITEMS TO SET PUBLIC HEARINGS

27. Set a public hearing related to an application by ECG Blue Ridge LP, or an affiliated entity, for housing tax credits for a multi-family development to be financed through the private activity bond program and to be known as Blue Ridge located at or near 9825 Wildhorse Ranch Trail, Austin, Texas 78724. (Suggested date: Thursday, October 19, 2023, Austin City Hall, 301 West 2nd Street, Austin, Texas 78701). District(s) Affected: District 1.
- The public hearing was set for Thursday, October 19, 2023, Austin City Hall, 301 W. 2nd Street, Austin, Texas on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.**
28. Set a public hearing to consider an ordinance amending City Code Title 25 to allow amendments to community plans, area wide plans, and regulating plans at any time. (Suggested date: November 2, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas 78701).
- Withdrawn.**
29. Set a joint public hearing between the City Council and Planning Commission to consider an ordinance amending City Code Chapter 25-2 (Zoning) regulations applicable in single-family (SF) zoning districts and to dwelling unit occupancy (Suggested date: October 26, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas, 78701); and set a public hearing to consider an ordinance amending City Code Chapter 25-2 (Zoning) regulations applicable in single-family (SF) zoning districts and to dwelling unit occupancy (Suggested date: December 14, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas, 78701).
- Withdrawn and replaced by addendum Item 41.**
41. Set a joint public hearing between the City Council and Planning Commission to consider an ordinance amending City Code Chapter 25-2 (Zoning) regulations applicable in single-family (SF) zoning districts and to dwelling unit occupancy (Suggested date: October 26, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas, 78701); and set a public hearing to consider an ordinance amending City Code Chapter 25-2 (Zoning) regulations applicable in single-family (SF) zoning districts and to dwelling unit

occupancy (Suggested date: December 7, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas, 78701).

The joint public hearing was set for Thursday, October 26, 2023, Austin City Hall, 301 W. 2nd Street, Austin, Texas, and the public hearing was set for December 7, 2023, Austin City Hall, 301 W. 2nd Street, Austin, Texas on consent on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

EMINENT DOMAIN

30. Approve a resolution authorizing the filing of eminent domain proceedings and payment to acquire the property interests needed for the Upper Harris Branch Wastewater Interceptor - Phase 2 project for the public use of installing wastewater infrastructure, requiring the acquisition of one Wastewater Easement being approximately 0.942 acre of land (41,032 square feet), and one Temporary Working Space Easement being approximately 0.217 acre of land (9,468 square feet, consisting of two parts of approximately 7,801 and 1,667 square feet) being out of and a part of Lot 1, Block E, Dessau Park II, a subdivision in the City of Austin, Travis County, Texas, according to the plat thereof, recorded in Document No. 200100244, Official Public Records of Travis county, Texas and being out of and a part of the Samuel Cushing Survey Number 70, Abstract 164, Travis County, Texas; conveyed to Kunik QOZB, LLC in that certain Special Warranty Deed executed December 9, 2021, filed and recorded in Document No. 2021270556, Official Public Records of Travis County, Texas, currently appraised at \$101,720 subject to an increase in value based on updated appraisals or a Special Commissioner's award. The owner of the needed property is Kunik QOZB, LLC, a Delaware limited liability company. The property is located at 1900 East Howard Lane, Pflugerville, Texas 78660. The general route of the project is in the Upper Harris Branch from Dessau Rd to Harris Branch Parkway. District(s) Affected: District 1.
- This item was postponed to November 2, 2023, on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.**

PUBLIC HEARINGS AND POSSIBLE ACTIONS

32. Conduct a public hearing and consider an ordinance amending the Imagine Austin Comprehensive Plan to update the Austin Strategic Mobility Plan and to adopt the Urban Trails Plan, Bicycle Plan, and Sidewalks, Crossings, and Shared Streets Plan.
- The public hearing was conducted and a motion to close the public hearing was approved without objection.**
- This item was postponed to November 30, 2023, on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.**
33. Conduct a public hearing and consider an ordinance amending Ordinance No. 20230816-007 to establish revised Power Supply Adjustments, Community Benefit Charges, and Regulatory Charges for Austin Energy customers, and make corresponding amendments

to the Austin Energy Fiscal Year 2023-2024 operating budget in Ordinance No. 20230816-008.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20231005-033 was approved on Council Member Ryan Alter's motion, Council Member Vela's second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

DISCUSSION ITEMS

4. Approve third reading of an ordinance renewing a non-emergency medical transfer franchise for Lone Star Ambulance 1, LLC, d/b/a Allegiance Mobile Health, Inc. under City Code Chapter 10-2.

Ordinance No. 20231005-004 was approved on Council Member Vela's motion, Mayor Pro Tem Ellis' second on a on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

24. Approve an ordinance setting the Council meeting schedule for calendar year 2024 and setting the budget and tax rate hearings for Fiscal Year 2024-2025.

Ordinance No. 20231005-024 was approved as amended on Council Member Fuentes' motion, Council Member Qadri's second on a 9-0 vote. Council Member Pool was off the dais. Council Member Harper-Madison was absent.

The amendment was to revise Exhibit A by adding an additional Budget Work Session for July 30, 2024.

AUSTIN HOUSING AND FINANCE CORPORATION MEETING

Mayor Watson recessed the Council Meeting and called the Board of Directors' Meeting of the Austin Housing Finance Corporation to order at 10:39 a.m. See separate minutes.

31. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene.

Mayor Watson reconvened the Council Meeting at 10:44 a.m.

Mayor Watson recessed the Council Meeting at 10:45 a.m. without objection.

Mayor Pro Tem Ellis reconvened the Council Meeting at 12:01 p.m.

PUBLIC COMMUNICATION: GENERAL

Carol Fraser- IH 35 expansion – **Present.**

Jordyn Middlebrooks- I-35 Expansion – **Present.**

Hannes Mandel- I-35 Expansion – **Present.**

Cedar Stevens- IH 35 expansion – **Not present.**

Kaiba White- Fayette coal plant – **Present.**

Annie Stokes- A 74-year old being robbed in a city-owned building by their leasing office. – **Not present.**

Dale Bulla- Fayette Coal Plant – **Present.**

Chris Flores- Citizen Review of Barton Springs Bathhouse Rehab Plan and Zilker Cafe RFP – **Present.**

Nova Jones- Retire the Fayette Coal Plant. – **Present.**

Virginia Raymond- APD's arrest, on September 2, 2023, of Franck Sappi Tchoulack Jeugoum (March 24, 2002 - September 13, 2023) at 7017 Menchaca Road in Austin. The Affidavit for Warrant of Arrest and Detention in this arrest is a public record, although the late Franck Sappi Tchoulack Jeugoum did not give the APD officers his real name. The person arrested is identified on the affidavit as 'Maxwell Enrique B.M. 04.22.2003' and was charged with the Class-A Misdemeanor, Burglary of a Vehicle. I will provide copies of this document for the Mayor and each City Council Member for their convenience, but in the meantime, is should be filed as Travis County C-1-CR-23-208410. – **Not present.**

Mayor Pro Tem Ellis recessed the Council Meeting at 12:21 p.m. without objection.

LIVE MUSIC

Matthew Robinson

Mayor Watson reconvened the Council Meeting at 2:00 p.m.

ZONING AND NEIGHBORHOOD PLAN AMENDMENTS

The following items were acted on by one motion.

34. C14-2023-0076 - 3 Men Movers - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 9989 East U.S. Highway 290 Service Road Eastbound (Gilleland Creek Watershed). Applicant Request: To zone from interim-rural residence (I-RR) district zoning to limited industrial service (LI) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general commercial services (CS) district zoning. Owner:

Austin 130, LLC (Jackie Fischer). Applicant: HD Brown Consulting, LLC (Amanda C. Brown). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 1.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20231005-034 for general commercial services (CS) district zoning was approved on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on an 8-0 vote. Council Members Alison Alter and Pool were off the dais. Council Member Harper-Madison was absent.

35. C814-2008-0136.02 - North Austin Medical Centre Planned Unit Development Amendment #2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12221 North Mo-Pac Expressway Northbound and 2311-2511 Park Bend Drive (Walnut Creek Watershed). Applicant Request: To rezone from planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change a condition of zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant planned unit development (PUD) district zoning, to change a condition of zoning. Applicant: St. David's Healthcare Partnership, LP, LLP. Agent: Armbrust & Brown, PLLC (Michael J. Whellan). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20231005-035 for planned unit development (PUD) district zoning, to change a condition of zoning, was approved on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on an 8-0 vote. Council Members Alison Alter and Pool were off the dais. Council Member Harper-Madison was absent.

36. C14-2022-0174 - 2700 South Lamar Follow-Up - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2800 and 2801 Skyway Circle (Barton Creek Watershed). Applicant's Request: To rezone from multifamily residence medium density (MF-3) district zoning to multifamily residence highest density (MF-6) district zoning. Staff Recommendation and Planning Commission Recommendation: To grant multifamily residence highest density (MF-6) district zoning. Owner/Applicant: 2800 Skyway, LLC and Seamless LMA, Ltd. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Jonathan Tomko, Planning Department, (512) 974-1057. District(s) Affected: District 5.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20231005-036 for multifamily residence highest density (MF-6) district zoning was approved on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on an 8-0 vote. Council Members Alison Alter and Pool were off the dais. Council Member Harper-Madison was absent.

37. C14-2023-0036 - 2700 South Lamar Follow-Up 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2800 and 2802 South Lamar Boulevard and 2805 and 2807 Skyway Circle (Barton Creek Watershed). Applicant's Request: To rezone from community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning and

community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning to community commercial-mixed use-vertical mixed use building- conditional overlay (GR-MU-V-CO) combining district zoning and general commercial services-mixed use-vertical mixed use building-conditional overlay (CS-MU-V-CO) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant community commercial-mixed use-vertical mixed use building- conditional overlay (GR-MU-V-CO) combining district zoning and general commercial services-mixed use-vertical mixed use building-conditional overlay (CS-MU-V-CO) combining district zoning. Owner/Applicant: 2800 Skyway, LLC and Seamless LMA, Ltd. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Jonathan Tomko, Planning Department, (512) 974-1057. District(s) Affected: District 5.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20231005-037 for community commercial-mixed use-vertical mixed use building- conditional overlay (GR-MU-V-CO) combining district zoning and general commercial services-mixed use-vertical mixed use building-conditional overlay (CS-MU-V-CO) combining district zoning was approved on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on an 8-0 vote. Council Members Alison Alter and Pool were off the dais. Council Member Harper-Madison was absent.

38. C14-2023-0066 - 6905 West Gate Blvd - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6905 West Gate Boulevard (Williamson Creek Watershed). Applicant's Request: To rezone from limited office (LO) district zoning to neighborhood commercial (LR) district zoning, as amended. Staff Recommendation and Planning Commission Recommendation: To grant neighborhood commercial (LR) district zoning. Owner/Applicant: First Texas Dollar Partner LLC (Michael Hankins). Agent: Lentworth Consulting LLC (Ignacio Gonzales, Jr.). City Staff: Cynthia Hadri, 512-974-7620. Lead Department Planning Department. District(s) Affected: District 5.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20231005-038 for neighborhood commercial (LR) district zoning, as amended, was approved on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on an 8-0 vote. Council Members Alison Alter and Pool were off the dais. Council Member Harper-Madison was absent.

39. C14-2023-0051 - 7938 Great Northern Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7934, 7938, 7940, 7942, 7944, 7946, 7948, and 7950 Great Northern Boulevard (Shoal Creek Watershed). Applicant Request: To rezone from community commercial (GR) and commercial-liquor sales (CS-1) district zoning to community commercial-mixed use-vertical mixed use building (GR-MU-V) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-vertical mixed use building (GR-MU-V) combining district zoning. Owner/Applicant: 7938 Great Northern, LP. Agent: Armbrust & Brown

PLLC (Richard T. Suttle, Jr.). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.

The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20231005-039 for community commercial-mixed use-vertical mixed use building (GR-MU-V) combining district zoning was approved on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on an 8-0 vote. Council Members Alison Alter and Pool were off the dais. Council Member Harper-Madison was absent.

40. C814-06-0106.03 - Hyatt West PUD Amendment - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 151 South 1st Street (Lady Bird Lake Watershed). Applicant's Request: To rezone from planned unit development-neighborhood plan (PUD-NP) combining district zoning to planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. The ordinance may include exemption from or waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. Staff Recommendation and Planning Commission Recommendation: To grant planned unit development-neighborhood plan (PUD-NP) combining district zoning, to change a condition of zoning. Owner/Applicant: River South Venture, LLC. Agent: Drenner Group, PC (Leah Bojo). City Staff: Nancy Estrada, Planning Department, 512-974-7617. District(s) Affected: District 9.

The public hearing was conducted and a motion to close the public hearing and approve the ordinance on first reading only was approved on Council Member Qadri's motion, Mayor Pro Tem Ellis' second on a 7-1 vote. Council Member Ryan Alter voted nay. Council Members Alison Alter and Pool were off the dais. Council Member Harper-Madison was absent.

Mayor Watson adjourned the meeting at 2:14 p.m. without objection.

The minutes were approved on this the 19th day of October 2023 on Council Member Fuentes's motion, Council Member Ryan Alter's second without objection.